

Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter of)
)
Annual Assessment of the Status of) MB Docket No. 05-255
Competition in the Market for the)
Delivery of Video Programming)

ORDER

Adopted: September 29, 2005

Released: September 29, 2005

Reply Comment Date: October 11, 2005

By the Acting Chief, Media Bureau:

1. On August 12, 2005, the Commission released its *Notice of Inquiry* ("*Notice*") in the above-captioned proceeding.¹ The Commission initially set deadlines of September 19, 2005, for comments, and October 3, 2005, for reply comments.

2. On September 29, 2005, the National Cable & Telecommunications Association ("NCTA") filed a "Motion for Extension of Time" requesting a one-week extension, until October 11, 2005, to file reply comments.² NCTA notes that the Commission's Electronic Comment Filing System ("ECFS") experienced technical difficulties which delayed the filing and posting of many parties' comments on the Commission's website, as indicated in a number of motions to accept comments as timely filed in this proceeding. In addition, the comments of several parties, while dated September 19, 2005, may have been filed late and, in any event, were not posted and available for review on the Commission's website until September 28, 2005. In light of the foregoing and given the limited duration of the initial reply comment cycle (14 days), NCTA requests a one-week extension of time to enable its member companies to respond adequately to the comments in the record of this proceeding.

3. We find that there is good cause to extend the due date for filing reply comments in response to the *Notice*. We recognize that commenters experienced difficulties submitting comments through the Commission's ECFS system on September 19, 2005, the deadline for filing comments,³ and that there was a delay in posting several timely-filed comments.⁴ Therefore, in order to allow

¹ *Annual Assessment of the Status of Competition in the Market for the Delivery of Video Programming*, FCC 05-155 (rel. Aug. 12, 2005).

² Motion for Extension of Time (filed Sept. 29, 2005).

³ See Letter from Marlene H. Dortch, Secretary, FCC, to Bryan W. Murray, Esq., Wilmer Cutler Pickering Hale and Dorr LLP, counsel for SBC Communications (Sept. 22, 2005).

⁴ See, e.g., Comments of the National Rural Telecommunications Cooperative, date stamped by the Office of the Secretary on September 19, 2005, but not posted on ECFS until September 28, 2005.

commenters sufficient time to prepare their responses to the initial comments, we extend the deadline for the filing of reply comments until October 11, 2005.

4. Accordingly, IT IS ORDERED that NCTA's Motion for Extension of Time to file reply comments in the above-captioned proceeding is GRANTED.

5. IT IS FURTHER ORDERED that, pursuant to Sections 4(i), 4(j) and 5(c) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), 154(j) and 155 (c), and Sections 0.61, 0.283, and 1.46 of the Commission's rules, 47 C.F.R. §§ 0.6, 0.283, and 1.46, the date for filing reply comments in MB Docket No. 05-255 is extended until October 11, 2005.

FEDERAL COMMUNICATIONS COMMISSION

Donna C. Gregg
Acting Chief, Media Bureau